

BILL NO. Z-69-04- 08 (Amended)

ZONING MAP ORDINANCE NO. Z- 75-69

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. B-7.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. That the area described as follows is hereby
designated a B-3-~~A~~ District under the terms of Chapter 36,
Municipal Code of the City of Fort Wayne, Indiana, 1946, as
amended by General Ordinance No. 2836; and the symbols on the
City of Fort Wayne Zoning Map No. B-7, referred to therein,
established by Section 9, Article III of said Chapter as amended,
are hereby changed accordingly, to-wit:

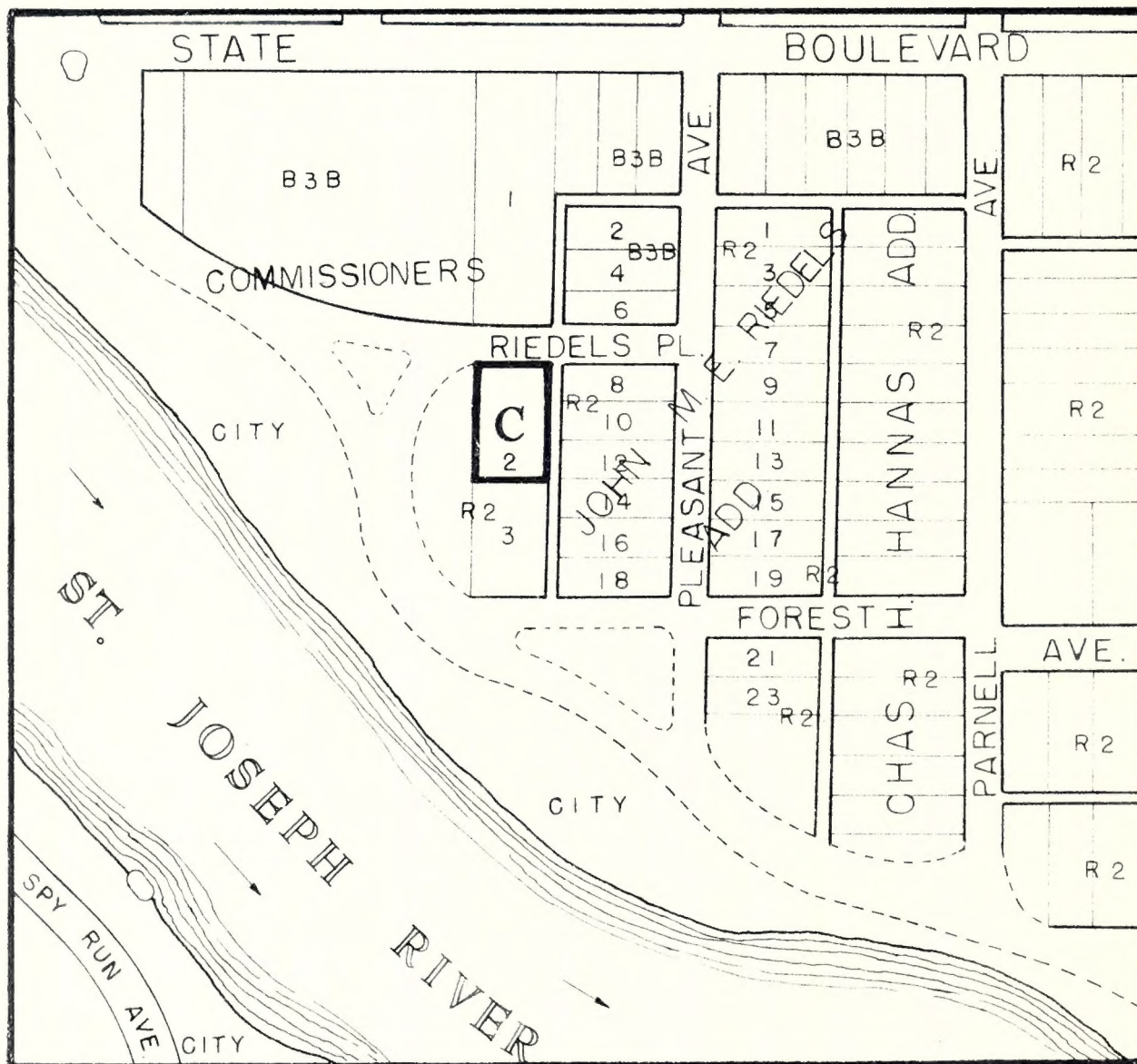
Lot No. 2, John Riedel's Addition to the
City of Fort Wayne, Indiana.

SECTION 2. This Ordinance shall be in full force and
effect from and after its passage, approval by the Mayor, and
legal publication thereof.

Thomas J. Adams

APPROVED AS TO FORM
AND LEGALITY,

John Riedel
CITY ATTORNEY



C CHANGE FROM R-2 TO B-3-B

2-67-24-03



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on April 8, 1969, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-69-04-08; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on April 21, 1969; and,

WHEREAS, this Plan Commission finds that in the interest of the public and the spirit of the Zoning Ordinance, said proposed bill to rezone could be improved by deleting the letters and number "B3A" and substituting therefor the letters and number "B3B", and that such change amounts to perfecting the bill and does not constitute a fundamental change or one which will alter the identity of the proposal;

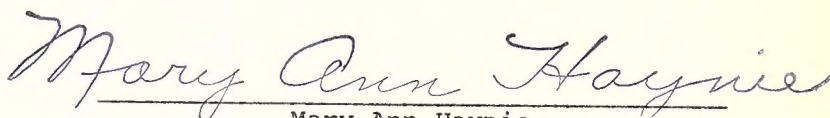
NOW THEREFORE, BE IT RESOLVED that said ordinance be amended by deleting the letters and number "B3A" and substituting therefor the letters and number "B3B"; and,

1. That such change amounts to perfecting the bill and does not constitute a fundamental change or one which will alter the identity of the proposal; and,
2. That as so amended, said ordinance DO PASS.

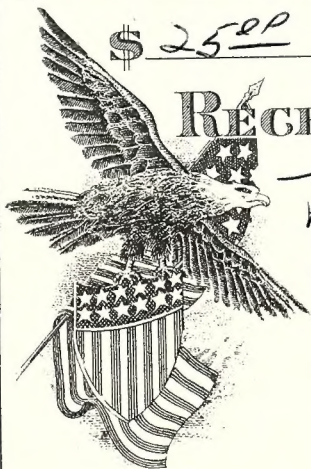
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held April 28, 1969.

Certified and signed this
16th day of May 1969.



Mary Ann Haynie
Secretary



\$ 25.00

April 8

1969 No.

RECEIVED OF

Schwaff, Kegan, Baird & Senior

Twenty-Five and 00/100

DOLLARS

Lot No. 2 John Riedel's addn.

BY

K. E. Disler

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE,
ALLEN COUNTY, INDIANA

TO: The Common Council of the City of Fort Wayne, Allen County, Indiana:

We, the undersigned, being the owners of the following described property located in Allen County, State of Indiana, to-wit:

Lot No. 2, John Riedel's Addition to the City
of Fort Wayne, Indiana.

which is now situated in an R-2 District, respectfully petition the Common Council of the City of Fort Wayne, Allen County, Indiana, to change the zoning of said tract from an R-2 District to a B-3-A District.

Your Petitioners would further show the Council that the change of zone would be consistent with the character of the surrounding neighborhood and would be for the best interest and the general welfare of the immediate community.

WHEREFORE, your Petitioners respectfully request this Council to change the zoning of said tract to a B-3-A District.

Respectfully submitted,

NORTHSIDE REALTY CORP.

By: Clifford E. [Signature]
[Signature]

RESTRICTIVE COVENANT

We, the undersigned, NORTHSIDE REALTY CORP., being the owner of the following described real estate in Allen County, State of Indiana, to wit:

Lot No. 2, John Riedel's Addition to the City
of Fort Wayne, Indiana,

in consideration of permission to use said real estate for the erection and maintenance of a body shop, hereby covenant and agree, for ourselves, grantees, personal representatives, successors and assignees, as follows:

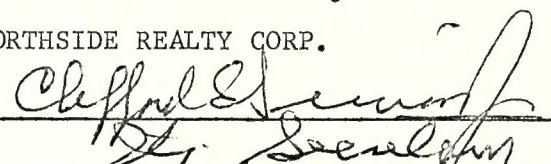
Prior to the occupation and use of said Lot 2 John Riedel's Addition to the City of Fort Wayne, the undersigned will cause a screen planting to be erected along the entire south boundary line of said Lot No. 2, as well as along the eastern boundary line of said property from the front building line setback to the rear of said property.

This is not a personal covenant, but shall run with the land and inure to the benefit of all owners of real estate within five hundred feet of said real estate, and to the public. It may be enforced by injunction or otherwise by any of said owners or by the City of Fort Wayne on behalf of the public.

WITNESS our hand and seal this 14 day of May, 1969.

NORTHSIDE REALTY CORP.

By

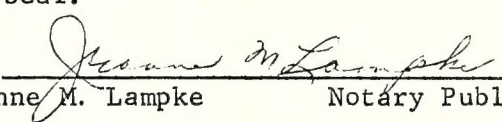

Clifford E. Simon, Jr., its Secretary

STATE OF INDIANA: SS:
COUNTY OF ALLEN :

Before me, a Notary Public in and for said County and State, this 14th day of May, 1969, personally appeared CLIFFORD E. SIMON, JR. as Secretary of NORTHSIDE REALTY CORP., an Indiana corporation and acknowledged the execution of the above restrictive Covenant to be its voluntary act and deed.

WITNESS my hand and notarial seal.

My Commission expires:
September 4, 1972


Jeanne M. Lampke

Notary Public

Prepared by: Clifford E. Simon, Jr., Attorney at Law

Bill No. Z-69-04-08

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance

amending the City of Fort Wayne Zoning Map No. B-7,

have had said Ordinance under consideration and beg leave to report back to the Common

Council that said Ordinance Do PASS. as Perferited

EDWIN J. ROUSSEAU, Chairman

JOHN H. ROBINSON, Vice-Chairman

THOMAS G. ADAMS

JACK K. DUNITON

PHIL A. STEIGERWALD

CONCURRED IN

DATE 5-27-69 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Adams seconded by Geake and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) ~~(and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on~~ the day of 196 , at o'clock P.M., E.S.T.

Date: 4-8-69

Thad G. Bonahoom
City Clerk

Read the third time in full and on motion by Adams seconded by Geake and duly adopted, placed on its passage.
Passed (~~LOST~~) by the following vote:

AYES	<u>8</u>	NAYS	<u>0</u>	ABSTAINED	<u> </u>	ABSENT	<u>1</u>	to-wit:
Adams	<u>✓</u>							
Dunifon	<u>✓</u>							
Fay	<u>✓</u>							
Geake	<u>✓</u>							
Nuckols	<u>✓</u>							
Robinson	<u>✓</u>							
Rousseau	<u>✓</u>							
Steigerwald	<u>✓</u>							
Tipton	<u>✓</u>							

Date 5-27-69

Thad G. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 2-75-69

on the 27th day of May, 196 9.

ATTEST: (SEAL)

Thad G. Bonahoom
City Clerk

Herbert G. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of May, 196 9 at the hour of 8:30 o'clock A.M., E.S.T.

Thad G. Bonahoom
City Clerk

Approved and signed by me this 28th day of May, 196 9, at the hour of 9:48 o'clock A.M., E.S.T.

Harold S. Zeis
Mayor

Common Council-City of Ft.Wayne
(Governmental Unit)

To.....NEWS-SENTINEL.....

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

76 lines.....columns wide equals.....equivalent lines at.288¢ cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing credits, and that no part of the same has been paid.

Date June 19, 19 69

Title Clerk

Notice is hereby given that on the 27th day of May, 1969, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Zoning Map ordinance, to-wit:

Bill No. Z-69-04-08

ZONING MAP ORDINANCE NO. Z-75-69

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. B-7.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-3-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836; and the symbols on the City of Fort Wayne Zoning Map No. B-7, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot No. 2, John Riedel's Addition to the City of Fort Wayne, Indiana.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Thomas G. Adams, Councilman.

Read the third time in full and on motion by Adams, seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Ayes, eight: Adams, Dunifon, Fay, Geake, Nuckols, Robinson, Rousseau, Tipton.

Nays, none.

Absent, one, to-wit: Councilman Steigerwald.

Date: 5-27-69.

Fuad G. Bonahoom, City Clerk.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-75-69 on the 27th day of May, 1969.

ATTEST: (Seal)

Herbert G. Tipton, Presiding Officer.

Fuad G. Bonahoom, City Clerk.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of May, 1969 at the hour of 8:30 o'clock A.M., E.D.T.

Fuad G. Bonahoom, City Clerk.

Approved and signed by me this 28th day of May, 1969, at the hour of 9:48 o'clock A.M., E.D.T.

Harold S. Zeis, Mayor.

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. Z-75-69 passed by the Common Council on the 27th day of May, 1969, and that said Ordinance was duly signed, and approved by the Mayor on the 28th day of May, 1969 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of June, 1969.

6-9-69 Fuad G. Bonahoom, City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and s

undersigned A. M. Hostman who, being duly sw

that She is Clerk

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a t

which was duly published in said paper for 2 time s, the dates of publicat

as follows:

June 9, 1969

June 16, 1969

Subscribed and sworn to before me this 19th day of June

Edith Stapleton

Notary Public

My commission expires March 8, 1970

Common Council-City of Ft.Wayne
(Governmental Unit)

To.....NEWS-SENTINEL.....

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

76 lines,.....columns wide equals.....equivalent lines at.288¢ cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type.5½ point

Number of insertions.2

Size of quad upon which type is cast.5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing credits, and that no part of the same has been paid.

Date June 19, 19 69

Title Clerk

Notice is hereby given that on the 27th day of May, 1969, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Zoning Map ordinance, to-wit:

Bill No. Z-69-04-08
ZONING MAP ORDINANCE NO. Z-75-69

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Lot No. 2, John Riedel's Addition to the City of Fort Wayne, Indiana. SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Thomas G. Adams, Councilman. Read the third time in full and on motion by Adams, seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Ayes, eight: Adams, Dunifon, Fay, Geake, Nuckols, Robinson, Rousseau, Tipton. Nays, none.

Absent, one, to-wit: Councilman Steigerwald. Date: 5-27-69.

Fuad G. Bonahoom, City Clerk. Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-75-69 on the 27th day of May, 1969.

ATTEST: (Seal) Herbert G. Tipton, Presiding Officer. Fuad G. Bonahoom, City Clerk.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of May, 1969 at the hour of 8:30 o'clock A.M., E.D.T.

Fuad G. Bonahoom, City Clerk. Approved and signed by me this 28th day of May, 1969, at the hour of 9:48 o'clock A.M., E.D.T.

Harold S. Zeis, Mayor. I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. Z-75-69 passed by the Common Council on the 27th day of May, 1969, and that said Ordinance was duly signed, and approved by the Mayor on the 28th day of May, 1969 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of June, 1969.

6-9-16 Fuad G. Bonahoom, City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and s undersigned A. M. Hostman who, being duly sw that She is Clerk

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and p in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a t which was duly published in said paper for 2 time s, the dates of publicati as follows:

June 9, 1969

June 16, 1969

Subscribed and sworn to before me this 19th day of June

Edith Stapleton Notary Public

My commission expires March 8, 1970

Common Council-City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head number of lines	
Body number of lines	75
Tail number of lines	1
Total number of lines in notice	76

COMPUTATION OF CHARGES

76 lines, columns wide equals equivalent lines at .288¢ cents per line	\$ 21.89
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 21.89

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5½ point
Number of insertions 2	Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date June 19, 1969

Title CLERK

Legal Notices

Notice is hereby given that on the 27th day of May, 1969, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Zoning Map ordinance, to-wit:

Bill No. Z-69-04-08

ZONING MAP ORDINANCE NO. Z-75-69

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. B-7.

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Lot No. 2, John Riedel's Addition to the City of Fort Wayne, Indiana.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Thomas G. Adams, Councilman.

Read the third time in full and on motion by Adams, seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Ayes, eight: Adams, Dunifon, Fay, Geake, Nuckols, Robinson, Rousseau, Tipton.

Nays, none.

Absent, one, to-wit: Councilman Steigerwald.

Date: 5-27-69.

Fuad G. Bonahoom, City Clerk.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-75-69 on the 27th day of May, 1969.

ATTEST: (Seal)

Herbert G. Tipton, Presiding Officer.

Fuad G. Bonahoom, City Clerk.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of May, 1969 at the hour of 8:30 o'clock A.M., E.D.T.

Fuad G. Bonahoom, City Clerk.

Approved and signed by me this 28th day of May, 1969, at the hour of 9:48 o'clock A.M., E.D.T.

Harold S. Zeis, Mayor.

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. Z-75-69 passed by the Common Council on the 27th day of May, 1969, and that said Ordinance was duly signed, and approved by the Mayor on the 28th day of May, 1969 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of June, 1969.

6-9-16 Fuad G. Bonahoom, City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

June 9, 1969

June 16, 1969

Arvilla De Wald

Subscribed and sworn to before me this 19th day of June 1969

Edith Stapleton
Notary Public

My commission expires March 8, 1970

Common Council City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

75

1

76

COMPUTATION OF CHARGES

76 lines, columns wide equals equivalent lines at 2884 cents per line

\$ 21.89

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

\$ 21.89

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

CLERK

Date June 19, 1969

Title

Legal Notices

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SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Read the third time in full and on motion by Adams, seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Ayes, eight: Adams, Dunifon, Fay, Geake, Nuckols, Robinson, Rouseau, Tipton.

Nays, none.

Absent, one, to-wit: Councilman Steigerwald.

Date: 5-27-69.

Fuad G. Bonahoom, City Clerk.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-75-69 on the 27th day of May, 1969.

ATTEST: (Seal)

Herbert G. Tipton, Presiding Officer.

Fuad G. Bonahoom, City Clerk.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of May, 1969 at the hour of 8:30 o'clock A.M., E.D.T.

Fuad G. Bonahoom, City Clerk.

Approved and signed by me this 28th day of May, 1969, at the hour of 9:48 o'clock A.M., E.D.T.

Harold S. Zeis, Mayor.

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. Z-75-69 passed by the Common Council on the 27th day of May, 1969, and that said Ordinance was duly signed, and approved by the Mayor on the 28th day of May, 1969 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of June, 1969.

6-9-16 Fuad G. Bonahoom, City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says

that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for 2 time 8, the dates of publication being

as follows: June 9, 1969

June 16, 1969

Arvilla De Wald

Subscribed and sworn to before me this 19th day of June 1969

Edith Stapleton

Notary Public

My commission expires March 8, 1970